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Attorneys for DEFENDANT ROBERT J. NAGY

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CHARLES CARTCART, SCOTT  
CATHCART, YURIJ DEBEVC, a/k/a/  
YURIJ DEBEVC, ROBERT NAGY,  
DERIVUM CAPITAL, LLC,  
DERIVUM CAPITAL (USA), INC.,  
and VERIDIA SOLUTIONS, LLC,

Defendants.

Case No. C 07 4762 PJH

ORDER DENYING REQUEST TO  
~~STIPULATION AND ORDER~~  
MODIFYING CASE MANAGEMENT  
AND PRETRIAL ORDER OF  
JANUARY 4, 2008

Dept.: Room 3, 17<sup>th</sup> Floor

Judge: Hon. Phyllis J. Hamilton

Trial: March 23, 2009

Plaintiff UNITED STATES OF AMERICA and Defendants CHARLES  
CARTCART, SCOTT CATHCART, YURIJ DEBEVC (aka YURI DEBEVC), ROBERT NAGY,  
OPTECH LIMITED, and CHI-HSIU HSIN (aka CHARLES HSIN) (collectively, "Defendants")  
hereby stipulate and agree that the following Order should be entered in this case.

//

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Neuman & Hamilton  
LLP  
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San Francisco, CA  
94104  
(415) 705-0400

1 **1. RECITALS**

2 1.1 By way of a Case Management Order dated January 4, 2008, this Court set  
3 the following deadlines: (a) expert disclosure date of August 20, 2008; (b) non-expert  
4 discovery cut-off of September 3, 2008; (c) expert discovery cut-off of October 1, 2008;  
5 and (d) deadline to hear dispositive motions of November 19, 2008. Trial is currently set  
6 for March 23, 2009.

7 1.2 The parties hereby stipulate to an extension of the expert disclosure deadline,  
8 both discovery cut-offs, and the deadline to hear dispositive motions. Written discovery  
9 has been much more extensive than had been anticipated, and the parties need additional  
10 time to evaluate the various claims and defenses raised herein and to conduct additional  
11 necessary discovery. For example, Plaintiff has produced eight (8) digital discs containing  
12 363,159 separate files. Some of these files are multi-page files, including one file  
13 consisting of 692 pages. Furthermore, Discs 7 and 8, which contain a total of 105,743  
14 separate files, were just recently produced on July 18, 2008. Naturally, Defendants are  
15 unable to meaningfully evaluate these documents and to conduct any necessary follow-up  
16 investigation and discovery under the existing deadlines.

17 **2. STIPULATION**

18 The parties hereby stipulate to the following:

19 2.1 The expert disclosure date will be continued to December 20, 2008.

20 2.2 The non-expert discovery cut-off will be continued to January 3, 2009.

21 2.3 The expert discovery cut-off will be continued to February 1, 2009.

22 2.4 The deadline to hear dispositive motions will be continued to February 19,  
23 2009.

24 2.5 The current trial date of March 23, 2009 will not be changed by this  
25 Stipulation and Order.

1           2.6    This Stipulation and Order is without prejudice to any party's right to bring a  
2 motion for a further modification of the Court's case management and pretrial orders or for  
3 a continuance of the trial date.

4           IT IS SO STIPULATED THROUGH COUNSEL OF RECORD.

5           DATED: July 31, 2008

JENKINS GOODMAN NEUMAN &  
HAMILTON LLP

7  
8           By: /S/ Farley J. Neuman

FARLEY J. NEUMAN

Attorneys for Defendant ROBERT J. NAGY

9  
10          DATED: July 30, 2008

THE UNITED STATES

11  
12          By: /S/ Allyson B. Baker

ALLYSON B. BAKER

Trial Attorney, Tax Division

Attorneys for Plaintiff UNITED STATES OF  
AMERICA

13  
14  
15  
16          DATED: August 7, 2008

CAPLIN & DRYSDALE

17  
18          By: /S/ David B. Porter

DANIEL B. ROSENBAUM

MATTHEW C. HICKS

Attorneys for Defendant SCOTT CATHCART

19  
20  
21          DATED: July 28, 2008

BARTSCH & WEBB

22  
23          By: /S/ Eric L. Webb

ERIC L. WEBB

Attorneys for Defendant CHARLES

CATHCART

1  
2 DATED: August 3, 2008

ORD & NORMAN

3  
4 By: /S/ Edward O.C. Ord  
EDWARD O. C. ORD  
JENNY LIN-ALVA  
5 Attorneys for Defendants OPTECH LIMITED,  
6 and CHI-HSIU HSIN

7 DATED: July 31, 2008

8  
9 By: /S/ Yuriy Debevc  
10 YURIJ DEBEVC, Defendant In Propria  
Persona

11  
12 //

**ORDER**

Good cause appearing therefore, the following stipulation is hereby entered by this Court:

(1) The expert disclosure date will be continued from August 20, 2008 to December 20, 2008.

(2) The non-expert discovery cut-off will be continued from September 3, 2008 to January 3, 2009.

(3) The expert discovery cut-off will be continued from October 1, 2008 to February 1, 2009.

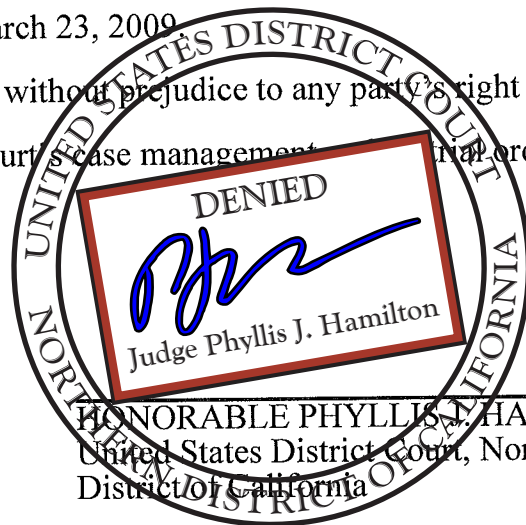
(4) The deadline to hear dispositive motions will be continued from November 19, 2008 to February 19, 2009.

(5) Trial is still scheduled for March 23, 2009.

(6) This Stipulation and Order is without prejudice to any party's right to bring a motion for a further modification of the Court's case management trial orders or for a continuance of the trial date.

**IT IS SO ORDERED.**

DATED: \_\_\_\_\_



HONORABLE PHYLLIS J. HAMILTON  
United States District Court, Northern  
District of California